

PATENT  
Serial No. 10/511,800  
Amendment in Reply to Office Action mailed on February 27, 2006

REMARKS

The following remarks are being filed in response to the Office Action mailed February 27, 2006, which has been reviewed and carefully considered.

By means of the present amendment, claims 1-9 have been amended and new claims 10-12 have been added. Claims 1-12 are now pending in this application, with claims 1 and 6 being the only independent claims.

Reconsideration and allowance of the application in view of the following remarks are respectfully requested.

In the Office Action, the Examiner objected to the Abstract for not commencing on a separate sheet. In response, the current Abstract has been deleted and substituted with the enclosed New Abstract which better conforms to U.S. practice, including being presented on a separate sheet.

In the Office Action, the Examiner objected to the specification for lacking headings and for a certain informality. Applicant respectfully declines to add the headings as they are not required in accordance with MPEP §608.01(a). Further, the

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specification has been amended to remove the informality noted by the Examiner, as well as other informalities. Accordingly, withdrawal of the objection to the specification is respectfully requested.

In the Office Action, claim 5 is objected as being in improper form because a multiple dependent claim cannot depend from any other multiple dependent claim. In response, claim 5 has been amended to remove the informality noted by the Examiner. It is respectfully submitted that the objection of claim 5 has been overcome and an indication as such is respectfully requested. Further, claims 2-9 have been amended for better conformance to U.S. practice, such as beginning the dependent claims with 'The' instead of 'A'. Claims 2-9 were not amended in order to address issues of patentability and Applicant respectfully reserves all rights under the Doctrine of Equivalents.

In the Office Action, claims 1-4 and 6-9 are rejected under 35 U.S.C. §103(a) as allegedly unpatentable over U.S. Patent No. 6,115,025 (Buxton) in view of U.S. Patent No. 6,658,276 (Kianl). It is respectfully submitted that claims 1-12 are patentable over Buxton and Kianl for at least the following reasons.

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Buxton is directed to a system for maintaining orientation of a user interface as a display changes orientation. Thus, Buxton is concerned with the user interface. As shown in FIGs 3A-3C, a displayed model 34 is exactly the same size in all three figures.

In stark contrast, the present invention as recited in amended independent claim 1, and similarly recited in amended independent claim 6, amongst other patentable elements, requires (illustrative emphasis provided):

wherein at least one of the second and third images has a different size than the first image.

This feature is nowhere taught or suggested in Buxton. Kianl is cited to allegedly show other features and does not remedy the deficiencies in Buxton.

Accordingly, it is respectfully submitted that independent claims 1 and 6 are allowable, and allowance thereof is respectfully requested. In addition, it is respectfully submitted that claims 2-5 and 7-12 should also be allowed at least based on their dependence from independent claims 1 and 6.

In addition, Applicant denies any statement, position or averment of the Examiner that is not specifically addressed by the

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foregoing argument and response. Any rejections and/or points of argument not addressed would appear to be moot in view of the presented remarks. However, the Applicant reserves the right to submit further arguments in support of the above stated position, should that become necessary. No arguments are waived and none of the Examiner's statements are conceded.

It is believed that no additional fees or charges are currently due. However, in the event that any additional fees or charges are required for entrance of the accompanying amendment, they may be charged to Applicant's representatives Deposit Account No. 50-3649. In addition, please credit any overpayments related to any fees paid in connection with the accompanying amendment to Deposit Account No. 50-3649.

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In view of the above, it is respectfully submitted that the present application is in condition for allowance, and a Notice of Allowance is earnestly solicited.

Respectfully submitted,

By   
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May 30, 2006

Enclosure: New Abstract

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